

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

Anthony Michael Gioiosa, Sr.,

Plaintiff

V.

Aaron D. Ford, et al.,

## Defendants

Case No.: 2:20-cv-01415-APG-DJA

## Order Dismissing Case

Plaintiff previously filed an incomplete application to proceed *in forma pauperis* and submitted a civil rights complaint under 42 U.S.C. § 1983. ECF Nos. 1, 1-1, 3. I have not yet screened the complaint.

Plaintiff now files a motion to voluntarily dismiss his complaint. ECF Nos. 4, 5. Under Federal Rule of Civil Procedure 41(a)(1), a plaintiff may dismiss an action without a court order by filing “a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment.” Fed. R. Civ. P. 41(a)(1)(A)(i). I grant Plaintiff’s motions to voluntarily dismiss this action because no responsive pleading has been filed in this case. As such, I dismiss this action without prejudice.

I order that the motion for voluntary dismissal (**ECF Nos. 4, 5**) is **granted**. This action is dismissed in its entirety without prejudice. The Clerk of the Court will close the case and enter judgment accordingly.

Dated: August 7, 2020

U.S. District Judge